



EDMUND G. BROWN JR.  
GOVERNOR

MATTHEW RODRIGUEZ  
SECRETARY FOR  
ENVIRONMENTAL PROTECTION

## **State Water Resources Control Board**

Division of Drinking Water

March 23, 2018

Fresno South Jehovah's Witnesses  
Water System No. 1000552

Mr. Daniel Larson  
3501 W. Sumner  
Fresno, CA 93706

### **CITATION NO. 03-23-18C-033**

### **TOTAL COLIFORM MONITORING AND REPORTING VIOLATION FOR THE THIRD AND FOURTH QUARTERS OF 2017**

Enclosed is Citation No. 03-23-18C-033 (hereinafter "Citation"), issued to the Fresno South Jehovah's Witnesses (hereinafter "System") public water system. Please note that there are legally enforceable deadlines associated with this Citation.

The System will be billed at the State Water Resources Control Board's (hereinafter "State Water Board"), hourly rate for the time spent on issuing this Citation. California Health and Safety Code, (hereinafter "CHSC"), Section 116577, provides that a public water system must reimburse the State Water Board for actual costs incurred by the State Water Board for specified enforcement actions, including but not limited to, preparing, issuing and monitoring compliance with a citation. At this time, the State Water Board has spent approximately one hour on enforcement activities associated with this violation.

The System will receive a bill sent from the State Water Board in August of the next fiscal year. This bill will contain fees for any enforcement time spent on the System for the current fiscal year.

Any person who is aggrieved by a citation, order or decision issued by the Deputy Director of the Division of Drinking Water under Article 8 (commencing with CHSC, Section 116625) or Article 9 (commencing with CHSC, Section 116650), of the Safe Drinking Water Act (CHSC, Division 104, Part 12, Chapter 4), may file a petition with the State Water Board for reconsideration of the citation, order or decision. Appendix 1 to the enclosed Citation contains the relevant statutory provisions for filing a petition for reconsideration (CHSC, Section 116701).

Petitions must be received by the State Water Board within 30 days of the issuance of the citation, order or decision by the Deputy Director. The date of issuance is the date when the Division of Drinking Water mails a copy of the citation, order or decision. If the 30th day falls on a Saturday, Sunday, or state holiday, the petition is due the following business day by 5:00 p.m.

Information regarding filing petitions may be found at:

[http://www.waterboards.ca.gov/drinking\\_water/programs/petitions/index.shtml](http://www.waterboards.ca.gov/drinking_water/programs/petitions/index.shtml)

If you have any questions regarding this matter, please contact Ellen Lennon of my staff at 559-447-3300.

Sincerely,

A handwritten signature in blue ink, appearing to read "José A. Robledo".

José A. Robledo, P.E.  
Senior Water Resource Control Engineer Fresno District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

Enclosures

Certified Mail No. 7016 3010 0000 0446 1997

STATE OF CALIFORNIA  
STATE WATER RESOURCES CONTROL BOARD  
DIVISION OF DRINKING WATER

**Name of Public Water System:** Fresno South Jehovah's Witnesses

**Water System No:** 1000552

**Attention:** Daniel Larson  
3501 W. Sumner  
Fresno, CA 93706

**Issued:** March 23, 2018

CITATION FOR NONCOMPLIANCE WITH  
CALIFORNIA HEALTH AND SAFETY CODE, SECTION 116555(a)(1) AND  
CALIFORNIA CODE OF REGULATIONS, TITLE 22  
SECTIONS 64423 AND 64423.1(c)

TOTAL COLIFORM MONITORING AND REPORTING VIOLATION  
THIRD, AND FOURTH QUARTERS 2017

The California Health and Safety Code (hereinafter "CHSC"), Section 116650 authorizes the State Water Resources Control Board (hereinafter "State Water Board"), to issue a citation to a public water system when the State Water Board determines that the public water system has violated or is violating the California Safe Drinking Water Act (hereinafter "California SDWA"), (CHSC, Division 104, Part 12, Chapter 4, commencing with Section

1 116270), or any regulation, standard, permit, or order issued or adopted  
2 thereunder.

3  
4 The State Water Board, acting by and through its Division of Drinking Water  
5 (hereinafter "Division"), and the Deputy Director for the Division, hereby  
6 issues Citation No. 03-23-18C-033 (hereinafter "Citation"), pursuant to  
7 Section 116650 of the CHSC to Fresno South Jehovah's Witnesses  
8 (hereinafter "System"), for violation of CHSC, Section 116555(a)(1) and  
9 California Code of Regulations (hereinafter "CCR"), Title 22, Sections 64423  
10 and 64423.1(c).

11  
12 A copy of the applicable statutes and regulations are included in Appendix 1,  
13 which is attached hereto and incorporated by reference.

#### 14 15 **STATEMENT OF FACTS**

16 The System is classified as a transient non-community public water system  
17 serving at least 25 persons for at least 60 days of the year. The System  
18 operates under Domestic Water Supply Permit No. 03-12-08P-007 issued on  
19 May 23, 2008 by the California Department of Public Health Drinking Water  
20 Program. As of July 1, 2014, all regulatory authority for public drinking water  
21 systems was transferred to the State Water Resources Control Board Division  
22 of Drinking Water (Division) which has now assumed the task of tracking  
23 compliance.

24  
25 CHSC, Section 116555(a)(1) requires all public water systems to comply with  
26 primary drinking water standards as defined in CHSC, Section 116275(c).  
27 Primary drinking water standards include maximum levels of contaminants  
28 and the monitoring and reporting requirements as specified in regulations

1 adopted by the State Water Board that pertain to maximum contaminant  
2 levels.

3  
4 CCR, Title 22, Section 64421(a)(2), states that each water supplier shall  
5 collect routine, repeat and replacement samples as required in Sections  
6 64423, 64424 and 64425. Section 64423 states that a water supplier shall  
7 collect routine bacteriological water samples based on the known population  
8 served or the total number of service connections, whichever results in the  
9 greater number of samples, as shown in Table 64423-A attached hereto in  
10 Appendix 1.

11  
12 CCR, Title 22, Section 64423.1(c), states that analytical results of all required  
13 samples collected for a system in a calendar month shall be reported to the  
14 State Water Board not later than the tenth day of the following month...”.

15  
16 As of the date of this Citation, the State Water Board has received no results  
17 for routine bacteriological samples taken during the third or fourth quarters of  
18 2017.

19  
20 As of the date of this citation, the Division has not received copies of  
21 bacteriological monitoring results from either the Water System or the  
22 laboratory.

### 23 24 DETERMINATION

25 In accordance with CCR, Title 22, Sections 64423 and 64423.1(c), the System  
26 was required to collect and report one bacteriological sample each quarter.  
27 Therefore, the State Water Board has determined that the System has failed  
28 to comply with drinking water standards pursuant to CHSC, Section



1 116555(a)(1) and CCR, Title 22, Sections 64423 and 64423.1(c) during the  
2 third and fourth quarters of 2017.

### 4 DIRECTIVES

5 The System is hereby directed to take the following actions:

- 6  
7 1. The System shall collect and report the bacteriological samples in  
8 accordance with CCR, Title 22, Sections 64423 and 64423.1(c) in all  
9 future compliance periods.  
10
- 11 2. On or before **April 30, 2018**, notify all persons served by the System  
12 of the violation of CCR, Title 22, Sections 64423 and 64423.1(c), in  
13 conformance with Sections 64463.4(b) and (c) and 64465. Copies of  
14 Sections 64463.4 and 64465 are included in Appendix 1. Appendix 2  
15 Notification Template shall be used to fulfill this directive, unless  
16 otherwise approved by the State Water Board.  
17
  - 18 • Notification shall be made by one of the following methods to reach  
19 consumers;  
20 ➤ By publication in a local newspaper, by delivery to community  
21 organizations or by posting in conspicuous public places served  
22 by the water system or on the internet. The public notice shall  
23 remain posted for a minimum of seven (7) consecutive days.  
24
- 25 3. Complete Appendix 3: Compliance Certification Form. Submit it  
26 together with a copy of the public notification required by Directive 2 to  
27 the State Water Board on or before **May 1, 2018**.

4. All submittals required by this Citation shall be electronically submitted to the State Water Board at the following address:

[dwpdist23@waterboards.ca.gov](mailto:dwpdist23@waterboards.ca.gov)

The subject line for all electronic submittals corresponding to this Citation shall include the following information: Water System name and number, citation number and title of the document being submitted.

The State Water Board reserves the right to make such modifications to this Citation as it may deem necessary to protect public health and safety. Such modifications may be issued as amendments to this Citation and shall be effective upon issuance.

Nothing in this Citation relieves the System of its obligation to meet the requirements of the California SDWA (CHSC, Division 104, Part 12, Chapter 4, commencing with Section 116270), or any regulation, standard, permit or order issued or adopted thereunder.

#### **PARTIES BOUND**

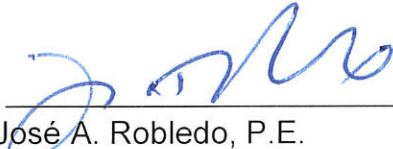
This Citation shall apply to and be binding upon the System, its owners, shareholders, officers, directors, agents, employees, contractors, successors, and assignees.

#### **SEVERABILITY**

The directives of this Citation are severable, and the System shall comply with each and every provision thereof notwithstanding the effectiveness of any provision.

**FURTHER ENFORCEMENT ACTION**

The California SDWA authorizes the State Water Board to: issue a citation or order with assessment of administrative penalties to a public water system for violation or continued violation of the requirements of the California SDWA or any regulation, permit, standard, citation, or order issued or adopted thereunder including, but not limited to, failure to correct a violation identified in a citation or compliance order. The California SDWA also authorizes the State Water Board to take action to suspend or revoke a permit that has been issued to a public water system if the public water system has violated applicable law or regulations or has failed to comply with an order of the State Water Board, and to petition the superior court to take various enforcement measures against a public water system that has failed to comply with an order of the State Water Board. The State Water Board does not waive any further enforcement action by issuance of this Citation.

  
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José A. Robledo, P.E.  
Senior Water Resource Control Engineer  
Fresno District  
SOUTHERN CALIFORNIA BRANCH  
DRINKING WATER FIELD OPERATIONS

3/23/18  
\_\_\_\_\_  
Date



Appendices [3]

1. Applicable Statutes and Regulations
2. Notification Template
3. Compliance Certification Form

Certified Mail No. 7016 3010 0000 0446 1997